

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Deborah O'Neill :

Group Art Unit:

**U.S. Serial No.** : 1751

10/663,101 :

Examiner:

Filing Date: : Necholus Ogden Jr.

September 16, 2003 :

Attorney Docket No.:

For: ANTI-MICROBIAL : ONEIL-0002US

**COMPOSITIONS** :

## **INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(e)(1)**

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.56 and 1.97(e), Applicant brings to the Attention of the Examiner the documents listed on the attached Substitute Form PTO 1449. No fee is believed to be due in connection with this submission. However, if any fee is due, the Commissioner is authorized to charge Deposit Account No. 50-0462. Moreover, please credit any overpayment to Deposit Account No. 50-0462.

## **CERTIFICATE OF MAILING UNDER 37 C.F.R.§1.8**

I certify that this document, along with any document referred to as being attached, is being deposited with the U.S. Postal Service on <u>March 25, 2005</u> as first class mail under 37 C.F.R. §1.8 and is addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name of person signing document

Signature of person signing for

## Certification Under 37 CFR 1.97(e)(1)

The references cited in this Information Disclosure Statement were first cited in a communication from a foreign patent office dated March 17, 2005 in a counterpart foreign patent application, namely International Patent Application No. PCT/US03/29481. As a result, no fee is due.

Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached PTO-1449 form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art". If the Examiner applies any of the documents as prior art against any claims in the applicant and Applicant determined that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Patent Office the relevant facts and law regarding the appropriate status of such documents. Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents are applied against the claims of the present application.

Respectfully submitted,

Date: March 25, 2005

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U.S. App. No.: 10/663,101 Filed: September 16, 2003

Group: 1751 Applicant:ONEIL

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**EXAMINER:** 

**DATE CONSIDERED:**